

Received #5

PATENT
Customer No. 22,852
Attorney Docket No. 03495-0151-02000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Sanchis et al.

Serial No.: 09/918,485

Filed: August 1, 2001

For: NUCLEOTIDE SEQUENCES
CODING FOR POLYPEPTIDES
ENDOWED WITH A LARVICIDAL
ACTIVITY TOWARD
LEPIDOPTERA



)
)
) Group Art Unit: 3751

)
) Examiner: Not yet assigned
)
)
)

Commissioner for Patents
and Trademarks
Washington, DC 20231

OFFICE OF INITIAL PATENT EXAMINATION

Sir:

REQUEST FOR CORRECTED FILING RECEIPT

We are forwarding herewith a copy of a Filing Receipt for the above-identified patent application. As indicated in ink on the attached copy, there is an error in the Filing Receipt. The error is the domestic priority data, which should read --THIS APPLICATION IS A DIV OF 09/037,621 03/10/1998-- instead of "THIS APPLICATION IS A DIV OF 09/037,629 03/10/1998 PAT 5,961,011." The correct priority data was provided in the application filing papers.

It is respectfully requested that a corrected Filing Receipt be issued as soon as possible.

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NOV 26 2001
T 3700 MAIL ROOM

LAW OFFICES

FINNEGAN, HENDERSON,
FARABOW, GARRETT,
& DUNNER, L.L.P.
1300 I STREET, N.W.
WASHINGTON, DC 20005
202-408-4000

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: October 25, 2001

By: Rebecca M. McNeill
for Leslie A. McDonell Reg. No.
Reg. No. 34, 872 43,796

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UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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SHE/LAM/DVK

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
09/918,485	08/01/2001	3751	1088	3495.0151-02	5	19	3

CONFIRMATION NO. 4802

22852
FINNEGAN, HENDERSON, FARABOW, GARRETT &
DUNNER LLP
1300 I STREET, NW
WASHINGTON, DC 20005

FILING RECEIPT



OC000000006537803

Date Mailed: 09/10/2001

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. **If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).**

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Applicant(s)

Sanchis Vincent, Cambridge, UNITED KINGDOM;
Lereclus Didier, Paris, FRANCE;
Menou Ghislaine, Paris, FRANCE;
Lecadet Marguerite-Marie, Paris, FRANCE;
Martouret Daniel, Saint-Cyr L'Ecole, FRANCE;

Assignment For Published Patent Application

Institut Pasteur and Institute National de la Recherche Agronomic;

Domestic Priority data as claimed by applicant

THIS APPLICATION IS A DIV OF 09/037,621
WHICH IS A DIV OF 08/461,551 06/05/1995 PAT 5,961,011
WHICH IS A DIV OF 08/251,652 05/31/1994 ABN
WHICH IS A CON OF 08/094,382 07/21/1993 ABN
WHICH IS A CON OF 07/458,754 12/11/1989 ABN

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Foreign Applications

EUROPEAN PATENT OFFICE (EPO) 87 08090 06/10/1987
FRANCE 88 401 121.4 05/06/1988

FINNEGAN, HENDERSON,
FARABOW, GARRETT & DUNNER, L.L.P.

If Required, Foreign Filing License Granted 09/05/2001

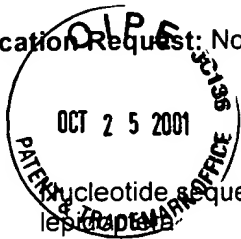
Projected Publication Date: To Be Determined - pending completion of Corrected Papers

DICTO
9-12-01
JDS

Non-Publication Request: No

Early Publication Request: No

Title



nucleotide sequences coding for polypeptides endowed with a larvicidal activity towards leprochaeta

Preliminary Class

222

Data entry by : AMARE, TSION

Team : OIPE

Date: 09/10/2001



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0300

PATENT
Customer No. 22,852
Attorney Docket No. 03495-0151-02000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
)
Sanchis et al.) Group Art Unit: 3751
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Serial No.: 09/918,485) Examiner: Not yet assigned
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Filed: August 1, 2001)
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For: NUCLEOTIDE SEQUENCES)
CODING FOR POLYPEPTIDES)
ENDOWED WITH A LARVICIDAL)
ACTIVITY TOWARD)
LEPIDOPTERA)

Commissioner for Patents and Trademarks
Washington, DC 20231

Sir:

**RESPONSE TO NOTICE TO FILE
CORRECTED APPLICATION PAPERS**

In response to the communication of September 10, 2001, Applicants submit a Preliminary Amendment, a Sequence Listing in compliance with 37 C.F.R. § 1.821-1.825, a copy of the Notice to File Corrected Application Papers, and a Request for a Corrected Filing Receipt with a marked-up Filing Receipt.

Please associate the enclosed papers with the application, grant any extensions of time required to enter this response, and charge any additional required fees to our deposit account 06-0916.

LAW OFFICES

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202-408-4000



Dated: October 25, 2001

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

By: Rebecca M. McNeil
for Leslie A. McDonell Reg. No. 34,872
Reg. No. 43,796

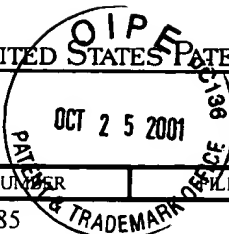
LAW OFFICES

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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/918,485	08/01/2001	Sanchis Vincent	3495.0151-02

CONFIRMATION NO. 4802

FORMALITIES LETTER



OC000000006537804

22852
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DUNNER LLP
1300 I STREET, NW
WASHINGTON, DC 20005

Date Mailed: 09/10/2001

NOTICE TO FILE CORRECTED APPLICATION PAPERS

Filing Date Granted

This application has been accorded an Application Number and Filing Date. The application, however, is informal since it does not comply with the regulations for the reason(s) indicated below. Applicant is given **TWO MONTHS** from the date of this Notice within which to correct the informalities indicated below. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a)

The required item(s) identified below must be timely submitted to avoid abandonment:

- An abstract was not provided for this application. An abstract of the technical disclosure is required under 37 CFR 1.72(b).
- This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov



A copy of this notice MUST be returned with the reply.

Customer Service
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



UNITED STATES PATENT AND TRADEMARK OFFICE

FILE COPY

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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Bib Data Sheet

CONFIRMATION NO. 4802

SERIAL NUMBER 09/918,485	FILING DATE 08/01/2001 RULE	CLASS 222	GROUP ART UNIT 3751	ATTORNEY DOCKET NO. 3495.0151-02
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APPLICANTS

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Lecadet Marguerite-Marie, Paris, FRANCE;
Martouret Daniel, Saint-Cyr L'Ecole, FRANCE;

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TECHNOLOGY CENTER R3700

** CONTINUING DATA *****

THIS APPLICATION IS A DIV OF 09/037,629 03/10/1998 PAT 5,961,011
WHICH IS A DIV OF 08/461,551 06/05/1995 PAT 5,792,928
WHICH IS A DIV OF 08/251,652 05/31/1994 ABN
WHICH IS A CON OF 08/094,382 07/21/1993 ABN
WHICH IS A CON OF 07/458,754 12/11/1989 ABN

** FOREIGN APPLICATIONS *****

EUROPEAN PATENT OFFICE (EPO) 87 08090 06/10/1987
FRANCE 88 401 121.4 05/06/1988

IF REQUIRED, FOREIGN FILING LICENSE GRANTED

** 09/05/2001

Foreign Priority claimed <input type="checkbox"/> yes <input type="checkbox"/> no	STATE OR COUNTRY UNITED KINGDOM	SHEETS DRAWING 5	TOTAL CLAIMS 19	INDEPENDENT CLAIMS 3
35 USC 119 (a-d) conditions met <input type="checkbox"/> yes <input type="checkbox"/> no <input type="checkbox"/> Met after Allowance				
Verified and Acknowledged	Examiner's Signature	Initials		

ADDRESS

22852

TITLE

Nucleotide sequences coding for polypeptides endowed with a larvicidal activity towards lepidoptera

FILING FEE RECEIVED 1088	FEES: Authority has been given in Paper No. _____ to charge/credit DEPOSIT ACCOUNT No. _____ for following:	<input type="checkbox"/> All Fees
		<input type="checkbox"/> 1.16 Fees (Filing)
		<input type="checkbox"/> 1.17 Fees (Processing Ext. of time)
		<input type="checkbox"/> 1.18 Fees (Issue)
		<input type="checkbox"/> Other _____
		<input type="checkbox"/> Credit

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